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Attorneys for Defendants CALIFORNIA
 RECONVEYANCE COMPANY;
 MORTGAGE ELECTRONIC
 REGISTRATION SYSTEMS, INC.; and
 JPMORGAN CHASE BANK, N.A., an acquirer
 of certain assets and liabilities of Washington
 Mutual Bank, from the FDIC, acting as
 Receiver

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO

EUEL ALLEN

Plaintiff,

v.

UNITED FINANCIAL MORTGAGE CORP.,
 ALLIANCE BANCORP.,
 MORTGAGE ELECTRONIC REGISTRATION
 SYSTEMS, INC.,
 CALIFORNIA RECONVEYANCE CO.,
 GMAC MORTGAGE;
 JP MORGAN CHASE BANK and
 DOES 1-25, Inclusive

Defendants.

CASE NO.: C09-02507 SC

Judge: Hon. Samuel Conti

**SECOND STIPULATION AND MOTION
 TO CONTINUE TIME FOR
 CONDUCTING A MEDIATION, AND
 PROPOSED ORDER THEREON**

COURTRM: One, 17th Floor
DATE: September 11, 2009
TIME: 10:00 A.M.

Action Filed: May 5, 2009
Removed: June 5, 2009

Defendants Mortgage Electronic Registration Systems, Inc. ("MERS"); JPMorgan Chase
 Bank, N.A., an acquirer of certain assets and liabilities of Washington Mutual Bank, from the FDIC,

1 acting as Receiver ("JPMorgan"), and California Reconveyance Company ("CRC") (hereafter
2 collectively referred to as "Defendants"), and Plaintiff Euel Allen, jointly stipulate and move this
3 Court for an Order pursuant to ADR Local Rule 6-5 and Civil Local Rule 7-12 extending the time
4 within which to conduct a mediation. This Stipulation and Motion to Continue Time for Conducting
5 a Mediation is made on the following grounds:

- 6 1. The parties have met and conferred and exchanged pertinent information to permit
7 Plaintiff to amend his Complaint, which Defendants have stipulated Plaintiff may do;
- 8 2. The parties have met with the ADR mediator, Chris Sullivan, on three ADR
9 conference calls, to set their schedule for finalizing the pleadings and conducting a
10 mediation;
- 11 3. Plaintiff has obtained a First Amended Summons as to Investors Mortgaged and
12 Realty ("Investors") to be added as party defendant. Investors was the loan broker
13 who originated the loan which is the subject of this action;
- 14 4. Plaintiff filed his amended complaint on December 4, 2009;
- 15 5. Defendants have provided Plaintiff with a loan modification application which
16 Plaintiff will submit to JPMorgan Chase Bank, N.A.;
- 17 6. JPMorgan filed a motion to dismiss the First Amended Complaint on December 21,
18 2009, which the Court has set for hearing on March 19, 2010, at 10:00 am;
- 19 7. In view of the issues raised in the motion to dismiss and the necessity for resolution
20 of those issues prior to an effective mediation, the parties, with the agreement of
21 mediator Chris Sullivan, have scheduled a fourth ADR conference call to arrange for
22 mediation for 10:00 a.m., March 23, 2010;
- 23 8. The parties, with the concurrence of the mediator, believe that any mediation of this
24 matter can only succeed if all parties are present, including the loan broker, and if the
25 pleadings have been resolved at that time.

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1 9. The parties hereby request, and the mediator concurs in the request, that the time for
 2 conducting a mediation should be extended by thirty days from the current deadline
 3 of March 14, 2010, so that the date for completion of mediation will be April 13,
 4 2010.

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 7 DATED: February 12, 2010

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 10 By: /s/ PATRICK A. CATHCART

11 THEODORE E. BACON
 12 PATRICK A. CATHCART
 13 AMY L. MORSE
 14 FRANCES Q. JETT
 Attorneys for Defendants CALIFORNIA
 15 RECONVEYANCE COMPANY; MORTGAGE
 16 ELECTRONIC REGISTRATION SYSTEMS,
 INC.; and JPMORGAN CHASE BANK, N.A.,
 an acquirer of certain assets and liabilities of
 Washington Mutual Bank, from the FDIC, acting
 as Receiver

17 DATED: February 12, 2010

18 MOSS and MURPHY

19
 20 By: *Glenn L. Moss*

21 GLENN L. MOSS
 22 PATRICIA TURNAGE
 Attorneys for Plaintiff EUEL ALLEN

23 PURSUANT TO STIPULATION, IT IS SO ORDERED,

24 DATED: February ¹⁶~~12~~, 2010

25 HON. SAMUEL CONTI
 26 UNITED STATES DISTRICT COURT

